



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
--------------------	---------------------	-----------------------	---------------------------

10/27/98 15:459

10/27/98

10/27/98

10/27/98

10/27/98

RECEIVED WILLIAMS & CURRIER
P.O. BOX 4433
HOUSTON, TX 77210-4433

0237-0400

NOT ASSIGNED

10/27/98

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). **If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.**

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ _____.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

10/10/1998 WILLIAMS & CURRIER 09026359
355.0000
123.0000
253.0000
65.0000
FC:001
FC:202
FC:203
FC:205



CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on the date below:

June 3, 1998
Date

David W. Hibler
David W. Hibler

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hong-Ji Xu, Shi-Xue Hu, William F.
Benedict and Yunli Zhou

Group Art Unit: 1635

Examiner: Unknown

Serial No.: 09/026,459

Atty. Dkt. No.: UTXC:506/HIB

Filed: February 19, 1998

For: MODIFIED RETINOBLASTOMA
TUMOR SUPPRESSOR PROTEINS

RESPONSE TO 37 C.F.R. § 1.53(d) NOTICE

BOX MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(d), dated April 7, 1998, there are enclosed herewith:

- (a) Declaration executed on behalf of Hong-Ji Xu, Shi-Xue Hu, William F. Benedict and Yunli Zhou;
- (b) A Power of Attorney on behalf of Board of Regents, The University of Texas System;

- (c) A Declaration Claiming Small Entity Status executed on behalf of Board of Regents, The University of Texas System;
- (d) A Request for Complete Filing Receipt;
- (e) A Statement as Required Under 37 C.F.R. §§ 1.825 (f) and (g); paper copy of sequence and diskette;
- (f) An Information Disclosure Statement, PTO Form 1449 and copy of references;
- (g) Our check in the amount of \$836.00 to cover the basic filing fee (\$395 - utility small entity); surcharge for late filing (\$65.00); and additional claims fee (\$376.00); and
- (h) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

Assignments to Board of Regents, The University of Texas System and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Arnold, White & Durkee Deposit Account No. 01-2508/UTXC:506/HIB.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

David W. Hibler

David W. Hibler
Reg. No. 41,071
Agent for Applicants

ARNOLD, WHITE & DURKEE
P.O. Box 4433
Houston, Texas 77210-4433
(512) 418-3000

Date: June 3, 1998